

# EXHIBIT D

**UNITED STATES DISTRICT COURT  
DISTRICT OF RHODE ISLAND**

BYRON AVILA,

Plaintiff,

v.

C.A. No. 1:18-cv-00299-WES-LDA

FEDERAL HOUSING FINANCE AGENCY;  
FEDERAL NATIONAL MORTGAGE  
ASSOCIATION; and CIT BANK, N.A. F/K/A  
ONEWEST BANK, FSB,

Defendants.

**[PROPOSED] ORDER**

On December 14, 2018, Defendant, Federal National Mortgage Association (“Fannie Mae”), filed a Motion to Set Aside Foreclosure and Rescind Foreclosure Deed. Following due consideration, it is hereby:

**ORDERED**

1. Fannie Mae’s Motion to Set Aside Foreclosure and Rescind Foreclosure Deed is GRANTED;
2. The foreclosure sale of Plaintiff’s real property commonly known as 72 Memorial Drive, Pawtucket, Rhode Island (the “Property”), is set aside, and the Foreclosure Deed executed on August 29, 2013 and recorded on March 12, 2014 in the Land Evidence Records for the City of Pawtucket at Book 3705, Page 118, is rescinded.

ENTER:

BY ORDER:

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(Smith, C.J.)

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Clerk

Dated: \_\_\_\_\_

**ORDER PREPARED AND PRESENTED BY:**

*/s/ Ethan Z. Tieger*

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Samuel C. Bodurtha, Bar No. 7075

Ethan Z. Tieger, Bar No. 9308

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